



# Louisville Metro Government

## Legislation Details (With Text)

**File #:** R-198-18      **Version:** 1      **Name:**

**Type:** Resolution      **Status:** Passed

**File created:** 10/31/2018      **In control:** Parks and Sustainability Committee

**On agenda:** 11/29/2018      **Final action:** 11/29/2018

**Title:** A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF METRO GOVERNMENT TO ACCEPT THE DONATION OF A SECOND CONSERVATION EASEMENT ON PROPERTY OWNED BY DINWIDDIE LAMPTON, III AND HIS WIFE IRENE D. LAMPTON LOCATED ON HALLS HILL ROAD AND COVERED BRIDGE ROAD IN OLDHAM COUNTY, KENTUCKY.

**Sponsors:** Bill Hollander (D-9)

**Indexes:**

**Code sections:**

**Attachments:** 1. R-198-18 V.1 110818 Lampton 2nd Conservation Easement.pdf.pdf, 2. Deed for Conservation Easement with Lamptons-Halls Hill.pdf, 3. Conservation Easement Consent and Limited Subordination Agreement with Lamptons-Halls Hill.pdf, 4. RES 169 2018.pdf

Date	Ver.	Action By	Action	Result
11/29/2018	1	Parks and Sustainability Committee	recommended for approval	
11/29/2018	1	Metro Council	adopted	Pass
11/8/2018	1	Metro Council	assigned	

### RESOLUTION NO.      SERIES 2018

**A RESOLUTION AUTHORIZING THE MAYOR ON BEHALF OF METRO GOVERNMENT TO ACCEPT THE DONATION OF A SECOND CONSERVATION EASEMENT ON PROPERTY OWNED BY DINWIDDIE LAMPTON, III AND HIS WIFE IRENE D. LAMPTON LOCATED ON HALLS HILL ROAD AND COVERED BRIDGE ROAD IN OLDHAM COUNTY, KENTUCKY.**

**SPONSORED BY: COUNCIL MEMBER BILL HOLLANDER**

**WHEREAS**, Dinwiddie Lampton, III and his wife Irene D. Lampton (the "Lamptons") are the owner in fee simple of a 45.46 acre tract located on Halls Hill Road and Covered Bridge Road in Oldham County, Kentucky (the "Property"), and the grant of a conservation easement on this Property shall assure the protection of outstanding natural resources, conservative values and possible pre-historic artifacts in the Harrods Creek watershed shared by both Oldham and Jefferson Counties; and will further protect one acre of wetlands, a small stream, a pond and a spring, archeological deposits, underground conduits and caves and will yield significant public benefits; and

this easement will in part benefit the operations of Second Stride, a 501 (c)(3) not for profit organization for retired thoroughbred racehorses; and

**WHEREAS**, the grant of a conservation easement on this Property will serve the clearly delineated governmental policies of Kentucky Revised Statutes 382.800 *et seq.* to retain or protect "natural, scenic or open space values of real property, assuring its availability for agricultural, forest, recreational or open space use" and for "protecting natural resources, maintaining or enhancing air or water quality, or preserving the historical, archaeological, or cultural aspects of real property"; and

**WHEREAS**, pursuant to KRS 382.800 *et seq.*, Metro Government is authorized to accept conservation easements to retain and protect natural, scenic and open space values of real property assuring its availability for agricultural, forest or open space use, protecting natural resources, and preserving agricultural and other cultural aspects of real property in Kentucky, and Metro Government is qualified to accept such easements under Section 170(h) of the Internal Revenue Code; and

**WHEREAS**, the Lamptons had previously donated a 167.21 acre conservation easement to Metro Government adjacent to this Property in 2013; and

**WHEREAS**, the Metro Council desires the Mayor on behalf of Metro Government to accept this second conservation easement on the Lampton Property on behalf of Metro Government;

**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

**SECTION I:** Louisville Metro is hereby authorized to accept this 45.46 acre Deed of Conservation Easement on property owned by the Lamptons on Halls Hill and Covered Bridge Roads in Oldham County, Kentucky.

**SECTION II:** This Resolution shall take effect upon its passage and approval.

\_\_\_\_\_  
Stephen Ott Metro Council Clerk

H. \_\_\_\_\_ David  
James President of the Council

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Greg Fischer Mayor

\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_

R-198-18 Conservation Easement JC 10-31-18.rtf